

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

MEMORIAL HERMANN
HEALTHCARE SYSTEM and
THE HEALTH PROFESSIONALS
INSURANCE COMPANY, LTD.,

Plaintiffs

VS.

STATE STREET BANK AND TRUST
COMPANY,

Defendant.



Case No. 4:07-cv-04089

JOINT MOTION TO RESCHEDULE STATUS CONFERENCE

The parties jointly file this motion to reschedule the status/scheduling conference set for October 14, 2011 at 8:30 a.m. (*See* Doc. 53.) The grounds for the motion are as follows:

1. State Street is in the middle of a trial in the *Prudential Retirement Annuity & Insurance Co. v. State Street Bank & Trust Co.*, case no. 1:07-cv-8488, before MDL Judge Holwell in the United States District Court for the Southern District of New York. Trial is expected to continue until approximately October 24, 2011 and will be ongoing at the time of the October 14th date and time set for the telephone status/scheduling conference in this case.

2. The parties have submitted an updated joint discovery/case management plan, as required by the Court's order. (*See* Doc. 53.)

3. Given the anticipated length of the *Prudential v. State Street* trial in New York, the parties request that the status/scheduling conference in this case be rescheduled to a date on or after October 24, 2011.

FOR THESE REASONS, the parties request that the status/scheduling conference set for October 14, 2011, at 8:30 a.m. be rescheduled to a date on or after October 24, 2011.

Respectfully submitted,

By: /s/ Charles R. Parker

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COUNSEL FOR DEFENDANT STATE STREET
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was electronically served on all counsel of record on the 11th of October, 2011.

/s/ Susan A. Kidwell
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